

01-08-00

PTO/SB/21 (08-03)

Approved for use through 07/31/2006. OMB 0651-0031

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TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/611,442	
	Filing Date	June 30, 2003	
	First Named Inventor	C. Richard HUTCHINSON	
	Art Unit	1645	
	Examiner Name	Not Yet Assigned	
Total Number of Pages in This Submission	36 + 1 disk + 26 refs.	Attorney Docket Number	300622009100

ENCLOSURES (Check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form + duplicate copy for fee processing (2 pages)	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address (1 page)	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	<ul style="list-style-type: none">• Copy of Notice to File Missing Parts, Part B (2 pages)• Declaration For Utility Patent Application (2 pages)• Statement Under 37 CFR 3.73(b) with copy of Assignment (3 pages)• Statement To Support Filing and Submission In Accordance with 37 C.F.R. §§ 1.821-1.825 (2 pages)• Paper copy of Sequence Listing (14 pages)• Computer Readable copy of the Sequence Listing (1 disk)• Form PTO-1449 + duplicate copy (4 pages)• Two Reference Cover Sheets (2 pages)• Twenty-six (26) references• Return postcard
<input checked="" type="checkbox"/> Information Disclosure Statement (3 pages)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)		
<input checked="" type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input checked="" type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

DISK TO STIC

DATE:



SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	MORRISON & FOERSTER LLP (Customer No. 25226) Eric H. Witt - 44,408
Signature	
Date	January 6, 2004

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV336627926US, in an envelope addressed to: MS Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: 1/6/04

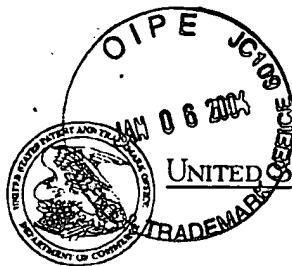
Signature:

(Tia B. Zimmerman)

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FEE TRANSMITTAL for FY 2004		Complete if Known	
Effective 10/01/2003, Patent fees are subject to annual revision.		Application Number	10/611,442
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Filing Date	June 30, 2003
		First Named Inventor	C. Richard HUTCHINSON
		Examiner Name	Not Yet Assigned
		Art Unit	1645
TOTAL AMOUNT OF PAYMENT (\$)		Attorney Docket No.	300622009100
65.00			
METHOD OF PAYMENT (check all that apply)		FEE CALCULATION (continued)	
<input type="checkbox"/> Check <input type="checkbox"/> Credit Card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None		3. ADDITIONAL FEES	
<input checked="" type="checkbox"/> Deposit Account:		Large Entity Small Entity	
Deposit Account Number 03-1952		Fee Code Fee (\$)	
Deposit Account Name Morrison & Foerster LLP		Fee Code Fee (\$)	
The Director is authorized to: (check all that apply)		Fee Description Fee Paid	
<input checked="" type="checkbox"/> Charge fee(s) indicated below <input checked="" type="checkbox"/> Credit any overpayments		1051 130 2051 65 Surcharge - late filing fee or oath 65.00	
<input checked="" type="checkbox"/> Charge any additional fee(s) or any underpayment of fee(s)		1052 50 2052 25 Surcharge - late provisional filing fee or cover sheet.	
<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.		1053 130 1053 130 Non-English specification	
FEE CALCULATION		1812 2,520 1812 2,520 For filing a request for ex parte reexamination	
1. BASIC FILING FEE		1804 920* 1804 920* Requesting publication of SIR prior to Examiner action	
Large Entity Small Entity		1805 1,840* 1805 1,840* Requesting publication of SIR after Examiner action	
Fee Code Fee (\$)	Fee Code Fee (\$)	1251 110 2251 55 Extension for reply within first month	
1001 770 2001 385 Utility filing fee		1252 420 2252 210 Extension for reply within second month	
1002 340 2002 170 Design filing fee		1253 950 2253 475 Extension for reply within third month	
1003 530 2003 265 Plant filing fee		1254 1,480 2254 740 Extension for reply within fourth month	
1004 770 2004 385 Reissue filing fee		1255 2,010 2255 1,005 Extension for reply within fifth month	
1005 160 2005 80 Provisional filing fee		1401 330 2401 165 Notice of Appeal	
SUBTOTAL (1) (\$)		1402 330 2402 165 Filing a brief in support of an appeal	
0.00		1403 290 2403 145 Request for oral hearing	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE		1451 1,510 1451 1,510 Petition to institute a public use proceeding	
Total Claims 23 -23** = 0 x 9.00 = 0.00		1452 110 2452 55 Petition to revive - unavoidable	
Independent Claims 4 -4** = 0 x 43.00 = 0.00		1453 1,330 2453 665 Petition to revive - unintentional	
Multiple Dependent 145 = 0.00		1501 1,330 2501 665 Utility issue fee (or reissue)	
Large Entity Small Entity		1502 480 2502 240 Design issue fee	
Fee Code Fee (\$)	Fee Code Fee (\$)	1503 640 2503 320 Plant issue fee	
1202 18 2202 9 Claims in excess of 20		1460 130 1460 130 Petitions to the Commissioner	
1201 86 2201 43 Independent claims in excess of 3		1807 50 1807 50 Processing fee under 37 CFR 1.17(q)	
1203 290 2203 145 Multiple dependent claim, if not paid		1806 180 1806 180 Submission of Information Disclosure Stmt	
1204 86 2204 43 ** Reissue independent claims over original patent		8021 40 8021 40 Recording each patent assignment per property (times number of properties)	
1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent		1809 770 2809 385 Filing a submission after final rejection (37 CFR 1.129(a))	
SUBTOTAL (2) (\$)		1810 770 2810 385 For each additional invention to be examined (37CFR 1.129(b))	
0.00		1801 770 2801 385 Request for Continued Examination (RCE)	
**or number previously paid, if greater; For Reissues, see above		1802 900 1802 900 Request for expedited examination of a design application	
SUBMITTED BY		Other fee (specify)	
(Complete if applicable)		*Reduced by Basic Filing Fee Paid	
Name (Print/Type) Eric H. Witt	Registration No. (Attorney/Agent) 44,408	SUBTOTAL (3) (\$)	
Signature		65.00	
		Telephone (650) 813-5755	
		Date January 6, 2004	



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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/611,442	06/30/2003	C. Richard Hutchinson	300622009100

CONFIRMATION NO. 4956

25226
 MORRISON & FOERSTER LLP
 755 PAGE MILL RD
 PALO ALTO, CA 94304-1018

FORMALITIES LETTER



OC000000011195925

Date Mailed: 11/06/2003

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

B. H. H. H. H. H.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE